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Attorneys for Plaintiff
E.P., a minor, by and through A.P., His Guardian Ad Litem

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E.P., a minor, by and through A.P., His
Guardian Ad Litem,

Plaintiff,

v.

SAN RAMON VALLEY UNIFIED
SCHOOL DISTRICT,

Defendant.

Case No. C 06-2693 MJJ (WDB)

**STIPULATION AND REQUEST TO
CONTINUE HEARING DATE ON CROSS-
MOTIONS FOR SUMMARY JUDGMENT;
ORDER THEREON**

GRANTED

The parties hereby stipulate and request that the court continue the hearing date on the cross-motions for summary judgment currently set for February 6, 2007 to a date to be determined at a further status conference to be set no later than 30 days following entry of judgment in the

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matter of *E.P. v. San Ramon Valley Unified School District*, Case No. 05-01390 MJJ (“EP 2005”),
for the following reasons:

E.P. 2005 involves the same parties as the instant case. Both cases are before the Hon.
Martin J. Jenkins. E.P. 2005 is still under submission, and the court’s ruling on the motions for
summary judgment in that case will be an important consideration in briefing the instant case, ,
and potentially in reevaluating settlement positions.

It is therefore requested that the February 6, 2007 hearing date on the motions for summary
judgment be vacated, and a further status conference be set for a date within 30 days from the date
of final judgment in E.P. 2005.

IT IS SO STIPULATED.

DATED: December 15, 2006

MILLER BROWN & DANNIS

By: /s/ Amy R. Levine
ELIZABETH A. ESTES
AMY R. LEVINE
DAMARA MOORE
Attorneys for Defendant
SAN RAMON VALLEY UNIFIED SCHOOL
DISTRICT

DATED: December 15, 2006

LAW OFFICE OF ROBERTA S. SAVAGE

By: /s/s Roberta S. Savage
ROBERTA S. SAVAGE
Attorneys for Plaintiff
E.P., a minor, by and through A.P., His Guardian
Ad Litem


ORDER

Based on the foregoing stipulation of the parties, and good cause appearing therefor,
IT IS HEREBY ORDERED:

That the February 6, 2007 hearing date on the parties’ cross-motions for summary
judgment is vacated. A further status conference in the instant case shall be set within 30 days
following entry of judgment in *E.P. v. San Ramon Valley Unified School District*, Case No. 05-

01390. At the status conference a new hearing date on the cross-motions for summary judgment shall be determined, and the briefing schedule set accordingly in compliance with local rules.

Dated: December 20, 2006



Martin J. Jenkins
United States District Judge

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